

(Rev. 9-1-2003)

ATTORNEY'S DOCKET NUMBER

2001DE451

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

to be assigned

10/500028

INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

PRIORITY DATE CLAIMED

PCT/EP02/14367

17 December 2002

'22 December 2001

## TITLE OF INVENTION

Crystallization Inhibitor For Plant-Protective Formulations

## APPLICANT(S) FOR DO/EO/US

Gerd Roland MEYER, Roman MORSCHHAEUSER and Ralf ZERRER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ Has been communicated by the International Bureau.
  - c. ☐ Is not required, as the application was filed in the United States Receiving Office (Ro/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☒ is attached hereto.
  - b. ☐ Has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ Have been communicated by the International Bureau.
  - c. ☐ Have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ Have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☒ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An application Data Sheet under 37 CFR 1.76
15. ☐ A substitute specification
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:

- Express Mail Label Number: ER568751046US; copy of the International Search Report; Notification of Amendments Article 34 with English translations of Annex (1 page).

Customer Number 25,255

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)  
to be assigned **10/500028**INTERNATIONAL APPLICATION NO.  
PCT/EP02/14367ATTORNEY'S DOCKET NUMBER  
2001DE45121. ☒ The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):**Neither international preliminary examination fee (37 CFR 1.482)  
Nor international search fee (37 CFR 1.445(a)(2) paid to USPTO  
and International Search Report not prepared by the EPO or JPO.....\$1,080.00International preliminary examination fee (37 CFR 1.482) not paid to  
USPTO but International Search Report prepared by the EPO or JPO.....\$ 920.00International preliminary examination fee (37 CFR 1.482) not paid to  
USPTO but International Search fee (37 CFR 1.482) paid to USPTO.....\$770.00International preliminary examination fee (37 CFR 1.482) paid to USPTO  
but all claims did not satisfy provisions of PCT Article 33 (1)-(4).....\$730.00International preliminary examination fee (37 CFR 1.482) paid to USPTO  
and all claims satisfied provisions of PCT Article 33 (1)-(4) .....\$100.00**ENTER APPROPRIATE BASIC FEE AMOUNT =**Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months  
From the earliest claimed priority date (37 CFR 1.492(e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	51 - 20 =	31	x \$18.00	\$ 558.00	
Independent claims	2 - 3 =	0	x \$86.00	\$ 0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$290.00	\$ 0.00	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 920.00	

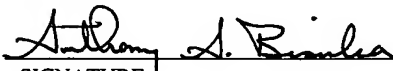
☐ Applicant claims small entity status. See 37 CFR 1.27. The fee indicated above are  
reduced by 1/2.**SUBTOTAL =**Processing fee of \$130.00 for furnishing the English translation later than 30 months  
From the earliest claimed priority date (37 CFR 1.492(f)).**TOTAL NATIONAL FEE =**Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +**TOTAL FEES ENCLOSED =**

Amount to be refunded:	\$
charged:	\$

- a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 03-2060 in the amount of \$ 1,478.00 to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. 03-2060. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card  
information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a)  
or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:  
Clariant Corporation  
Industrial Property Department  
4000 Monroe Road  
Charlotte, North Carolina 28205  
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Fax: 704-331-7707

  
SIGNATURE

Anthony A. Bisulca  
NAME

40,913  
REGISTRATION NUMBER

Customer Number 25,255

10/500028

Attorney's Doc. No. 2001DE451

DT09 Rec'd PCT/PTO 22 JUN 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Express Mail Label Number ER568751046US**

**Date of Mailing: June 22, 2004**

**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that on the date indicated above this International application and the documents referred to as enclosed therein, of:

**Inventors: Gerd Roland MEYER  
Roman MORSCHHAEUSER  
Ralf ZERRER**

**For: Crystallization Inhibitor For Plant-Protective  
Formulations**

**International Application No.: PCT/EP02/14367  
International Filing Date: 17/12/2002 (17 December 2002)  
Priority Filing Date: 22/12/2001 (22 December 2001)**

is being deposited with the United States Postal Service as "Post Office to Addressee" Express Mail addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, Mail Stop: PCT (DO/EO/US), in accordance with 37 CFR 1.10.

Vicki L. Sgro



10/500028

Express Mail Label Number ER568751046US

DT09 Rec'd PCT/PTO 22 JUN 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gerd Roland MEYER, et al. : Attorney Docket: 2001DE451

Serial No.: to be assigned :

Filed: June 22, 2004 :

For: Crystallization Inhibitor For Plant-Protective Formulations

Transmittal Letter

Notification of Amendments Under PCT Article 34

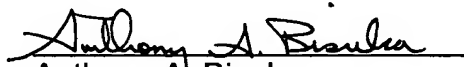
Mail Stop: PCT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Preliminary to the examination of the above-identified application, an Amendment was filed under Article 34 of the Patent Cooperation Treaty prior to the International Preliminary Examination. Please note that the attached page 15 of the claims was filed with the European Patent Office on March 23, 2004. We enclose a copy of the above-mentioned page for your convenience.

Applicant respectfully requests submission of these pages before examination of the application and before entry of the Preliminary Amendment.

Respectfully submitted,

  
Anthony A. Bisulca  
Attorney for Applicant  
Registration No. 40,913

**(CUSTOMER NUMBER 25,255)**

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